

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

John A. Baldi)	
Plaintiff,)	
)	
v.)	CA No.04 -12511RWZ
)	
Edward Barshak, Alice Richmond, Robert Muldoon,)	
Jr., Anthony Massiamiano, William Kennedy, III,)	
Margaret Marshall, John Wall)	
Defendants.)	
)	

DEFENDANTS' MOTION TO ENLARGE TIME

Now come the Defendants in the above-named action and move this court to enlarge time for filing a responsive pleading on behalf of the Defendants in this matter from February 14 to March 15, 2005. In support thereof Defendants rely on the affidavit filed with this motion and state that the plaintiff will not be prejudiced.

COMMONWEALTH OF MASSACHUSETTS
By its Attorneys,

THOMAS F. REILLY
ATTORNEY GENERAL

/s/ Rosemary Connolly
Rosemary Connolly, BBO: 548047
Teresa Walsh BBO #550047
Assistant Attorney General
One Ashburton Place, Room 1813
Boston, MA 02108
(617) 727-2200 ext. 3309

Dated: January 27, 2005

CERTIFICATE OF SERVICE

I, Rosemary Connolly, Assistant Attorney General, hereby certify that I have this day, January 27, 2005, served the foregoing **document**, upon all parties, by mailing a copy, first class, postage prepaid to:

John A. Baldi, pro se
19 Ledge St.
Melrose, MA 02176

/s/ Rosemary Connolly _____
Rosemary Connolly

UNITED STATES DISTRICT COURT
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John A. Baldi,

Plaintiff,

v.

Edward Barshak, Alice Richmond,
Robert Muldoon, Jr. Anthony
Massimiano, William Kennedy, III,
Margaret Marshall, John Wall,

Defendants.

CIVIL ACTION NO.04- 12511RWZ

AFFIDAVIT OF TERESA WALSH

1. My name is Teresa Walsh and I am the Assistant Attorney General who was assigned to this matter on December 10, 2004.
2. I received the complaint and waivers of service of summons dated November 30 in this matter on December 16, 2004.
3. I have been unable to serve and file a responsive pleading to plaintiff's Complaint on behalf of all the defendants for the following reasons:
 - a) I have been absent from my work as an assistant attorney general because of previously scheduled medical leave for eye surgery, previously scheduled vacation and personal leave, and several official state holidays.
 - b) I have not received executed waivers of summons and other necessary documents from my clients.

4. Pursuant to Local Rule 7.1 (A) (2) on January 26, 2005 I spoke with plaintiff who refused to give me his assent to my motion .

Signed under the penalties of perjury this 27th day of January, 2005.

/s/ Teresa Walsh
TERESA WALSH

Dated: January 27, 2005